

1 KEVIN O'ROURKE  
2 SOUTHWELL & O'ROURKE, P.S.  
3 Attorneys at Law  
4 960 Paulsen Center  
5 W. 421 Riverside Avenue  
6 Spokane, WA 99201  
7 (509) 624-0159

8 UNITED STATES BANKRUPTCY COURT  
9  
10 IN AND FOR THE EASTERN DISTRICT OF WASHINGTON

11 In re:

No.: 17-00515-FPC11

12 ASIF RAZA MALIK and FALZA FAYAZ  
13 KHAN,

Chapter 11

14 Debtors.

15 NOTICE TO CREDITORS RE:  
16 DEBTORS' INTENT TO PAY  
17 WAGE/SALARY TO INSIDER

18 TO: Creditors and other parties in interest listed on the Master Mailing List;  
19 TO: United States Trustee's Office  
20 TO: James Miersma, RCO Legal, Attorneys for HomeStreet Bank requesting  
21 special notice; and  
22 TO: PRA Receivable Management, LLC, as authorized agent for Synchrony  
23 Bank (JCP Credit Card) requesting special notice

24 PLEASE TAKE NOTICE that Co-Debtor Asif Malik receives the approximate  
25 gross monthly income from his employment with Locum Tenens in the sum of Eight  
Thousand Nine Hundred Sixty Dollars (\$8,960.00) ("Earnings"). Debtors also receive  
the approximate monthly rental income from the rent of that real property commonly  
known as 7717 S. Fruitvale Road, Cheney, Washington 99004 in the sum of One  
Thousand Five Hundred Fifty Dollars (\$1,550.00), less a nine percent (9%)  
management fee due Windermere Property Management of Spokane ("Rental  
Income"). Debtors intend to use Rental Income to pay the regular monthly post-petition  
payment due the secured claim of Homestreet Bank in the sum of One Thousand  
Seventy-Three and 84/100 Dollars (\$1,073.84) per month. Debtors intend to use all of  
the remaining balance of the Rental Income and all of Debtors' Earnings to pay  
necessary living expenses, post-petition employment taxes, insurance, costs,  
maintenance, etc., and the regular monthly payment due the secured claim of SunTrust  
Mortgage on Debtors' Home commonly known as 16911 N. Lower Greenbluff Road,  
Colbert, Washington 99005 in the sum of Two Thousand Eight Hundred Thirteen and  
06/100 Dollars (\$2,813.06) per month.

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SOUTHWELL & O'ROURKE, P.S.  
A PROFESSIONAL SERVICE CORPORATION  
ATTORNEYS AT LAW  
SUITE 960, PAULSEN CENTER  
WEST 421 RIVERSIDE AVENUE  
SPOKANE, WASHINGTON 99201  
TELEPHONE (509) 624-0159

1 Co-Debtor Dr. Asif Malik is a licensed medical physician certified in psychiatry.  
2 His services are believed to be necessary for Debtors' effective reorganization.

3 **PLEASE TAKE FURTHER NOTICE** that should no objection be filed to the use  
4 of the Rental Income and Earnings aforesaid, they shall nonetheless continue to be  
5 used until the Court rules otherwise.

6 **PLEASE TAKE FURTHER NOTICE** that any party in interest may object to the  
7 use of the Rental Income and Earnings and request a hearing at any time prior to  
8 confirmation. The use of Rental Income and Earnings may commence after notice is  
9 given. If the Court rules that the amount received and used prior to the hearing is  
10 excessive, it may order disgorgement of funds back to the estate.

11 **PLEASE TAKE FINAL NOTICE** that if you object to the above proposed/request  
12 to use Rental Income and Earnings, you must do so in writing setting forth specifically  
13 the nature and basis of your objection and serve the undersigned attorney for Debtors  
14 at 960 Paulsen Building, 421 W. Riverside Avenue, Spokane, Washington 99201. In  
15 addition, you must file the original of your objection with the Clerk of the Bankruptcy  
16 Court, 904 W. Riverside Ave., Suite 304, Spokane, Washington 99201, and serve or  
17 mail a copy to the United States Trustee at 920 W. Riverside Avenue, Suite 593,  
18 Spokane, Washington 99201.

19 DATED this 21<sup>st</sup> day of March, 2017.

20 SOUTHWELL & O'ROURKE, P.S.

21 BY: /s/ Kevin O'Rourke

22 KEVIN O'ROURKE, WSBA #28912

23   
24 ASIF RAZA MALIK

25   
FALZA FAYAZ KHAN

26 Date mailed: 3.22.17

27 Notice-2

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